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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/605,979	06/29/2000	Zongquan Wu	UA 314	7929
39905	7590	07/21/2005		
ROETZEL AND ADDRESS 222 SOUTH MAIN STREET AKRON, OH 44308				
			EXAMINER VANATTA, AMY B	
			ART UNIT	PAPER NUMBER
			3765	

DATE MAILED: 07/21/2005

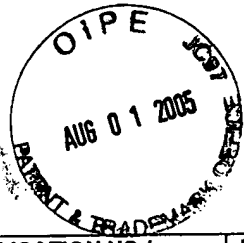
Response Due 8/21/05

Please find below and/or attached an Office communication concerning this application or proceeding.

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APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
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09/605 979

EXAMINER

ART UNIT	PAPER
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07072005

DATE MAILED:

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Commissioner for Patents

See attached Notice.

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Amy B. Vanatta
Primary Examiner
Art Unit: 3765

Notice of Non-Compliant and Non-Responsive Amendment

1. The reply filed on 9/13/04 is not fully responsive to the prior Office Action because of the following omission(s) or matter(s):

The amendment filed 9/13/04 proposes amendments to claims 23, 36, 40, and 42 that do not comply with 37 CFR 1.173(b), which sets forth the manner of making amendments in reissue applications. A supplemental paper correctly amending the reissue application is required.

The amendment to the claims is improper because it is not in accordance with 37 CFR 1.173(b)(2) and 37 CFR 1.173(d), which requires that each changed patent claim and amended claim include markings showing changes *relative to the patent being reissued*. Thus, claims 23-42 should be underlined, since they are being added relative to the patent. MPEP 1453 states that an amendment of a new claim (i.e. a claim not found in the patent, that was previously presented in the reissue application) must be done by presenting the amended "new claim" containing the amendatory material, and completely underlining the claim. The presentation cannot contain any bracketing or other indication of what was in the previous version of the claim, since the changes are being made with respect to the original patent, and not in comparison to the prior amendment.

Although the presentation of the amended claim does not contain any indication of what is changed from the previous version of the claim, applicant must point out what is changed in the "Remarks" portion of the amendment

Art Unit: 3765


The amendment is also non-responsive because pursuant to 37 CFR 1.173(c), each claim amendment must be accompanied by an explanation of the support in the disclosure of the patent for the amendment (i.e. support for all changes made in the claims, whether insertions or deletions), as set forth in MPEP 1453.

A shortened statutory period for reply to this letter is set to expire ONE (1) MONTH or THIRTY (30) DAYS, whichever is longer, from the mailing date of this letter. Extensions of this time period may be granted under 37 CFR 1.136(a).

2. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Amy B. Vanatta whose telephone number is 571-272-4995. The examiner can normally be reached on Monday through Thursday.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, John Calvert can be reached on 571-272-4983. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).


Amy B. Vanatta
Primary Examiner
Art Unit 3765